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20 *Attorneys for Plaintiffs Valley Health Systems, LLC*
21 *DVH Hospital Alliance, LLC and*
22 *Summerlin Hospital Medical Center, LLC*

23 **UNITED STATES DISTRICT COURT**
24
DISTRICT OF NEVADA

25 VALLEY HEALTH SYSTEM, LLC, a Delaware
26 Limited Liability company, DVH HOSPITAL
27 ALLIANCE, LLC, a Delaware Limited Liability
28 company, and SUMMERLIN HOSPITAL
MEDICAL CENTER, LLC, a Delaware Limited
Liability company,

CASE NO.: 2:22-CV-00365-ART-DJA

**PLAINTIFF'S LOCAL RULE IA 6-1.
MOTION FOR ENLARGEMENT OF
TIME TO EFFECTUATE SERVICE**

29 Plaintiffs,

30 vs.

31 TRAVEL INSURANCE FACILITIES, PLC, a
32 Foreign Corporation, UNION
33 REISEVERSICHERUNG
34 AKTIENGESELLSCHAFT, a Foreign
35 Corporation,

36 Defendants.

37 COME NOW, Plaintiffs, Valley Health System, LLC, DVH Hospital Alliance, LLC, and
38 Summerlin Hospital Medical Center, LLC, (collectively, "Plaintiffs"), by and through their

1 undersigned counsel, and, pursuant to Local Rule 6-1 hereby move this Honorable Court for an
 2 enlargement of time for an additional sixty (60) days through and including November 24, 2022
 3 within which to effectuate service of the Summons, Complaint and Standing Order upon Defendant,
 4 TRAVEL INSURANCE FACILITIES, PLC, a Foreign Corporation, and state as follows:

5 1. Since the filing of the Complaint, the Plaintiff has attempted to obtain Article 5 service
 6 of the Summons, Complaint and Standing Order on Defendant, TRAVEL INSURANCE
 7 FACILITIES, PLC, a Foreign Corporation ("TIF"), through the Hague Convention.

8 2. The undersigned has recently been advised that although a bailiff assigned by the
 9 Royal Courts of Justice attempted to obtain service on Jonathon Phillips of TIF at his workplace, the
 10 bailiff was unable to meet Mr. Phillips and left the papers unserved, despite the fact that service could
 11 have been accomplished on other authorized representatives of TIF present at the workplace at the
 12 time of the bailiff's attempt. A true and correct copy of correspondence attesting to the Plaintiffs'
 13 efforts to obtain service on TIF through Article 5 of the Hague Convention is attached to this Motion
 14 as **Exhibit A**.

15 3. The undersigned intends to make additional attempts to effectuate service on
 16 Defendant, TIF and, as demonstrated by Exhibit A, has advised the Foreign Process Section of the
 17 Royal Courts of Justice that service can be had on other authorized representatives of TIF.

18 4. While Fed.R.Civ.P. 4(m) requires service within 90 days after filing of a Complaint,
 19 subdivision (m) does not apply to service in a foreign country under Rule 4(f) or 4(h)(2), the
 20 provisions under which the Plaintiff is attempting to obtain service on the Defendants in this action.

21 5. Nevertheless, in an abundance of caution and in the interests of judicial economy, the
 22 Plaintiff requests an additional sixty (60) days to obtain service of the Summons and Amended
 23 Complaint upon the Defendant, TIF and respectfully requests this Honorable Court enter its Order
 24 enlarging the time to effectuate service accordingly.

25 6. This Motion is made in good faith and not for the purposes of harassment or delay.

26 7. The undersigned has contacted counsel for the Defendant has no objection to the filing
 27 of this Motion or the relief sought herein.

1 WHEREFORE, for the foregoing reasons, Plaintiffs, Valley Health System, LLC, DVH
2 Hospital Alliance, LLC, and Summerlin Hospital Medical Center, LLC, respectfully request an
3 additional sixty (60) days through and including November 24, 2022, in which to effectuate service
4 of Summons and Complaint upon the Defendant, TIF as aforesaid and for such other and further relief
5 as the Court deems appropriate.

6 DATED this 23rd day of September, 2022.

7 **WILEY PETERSEN**

8 */s/ Jason M. Wiley*

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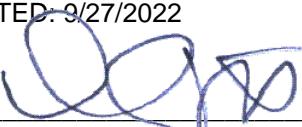
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hartley@hartleylaw.net

Attorneys for Plaintiffs Valley Health
Systems, LLC, DVH Hospital
Alliance, LLC and Summerlin
Hospital Medical Center, LLC

IT IS SO ORDERED.

DATED: 9/27/2022


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DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I am an employee of Hartley Law Offices, PLC, and that on the 23rd day
3 of September, 2022, I caused to be served a true and correct copy of the foregoing **PLAINTIFF'S**
4 **LOCAL RULE IA 6-1. MOTION FOR ENLARGEMENT OF TIME TO EFFECTUATE**
5 **SERVICE** in the following manner:

6 (ELECTRONIC SERVICE) Pursuant to Rule 5-4 of the Local Rules of Civil Practice of the
7 United States District Court for the District of Nevada, the above-referenced document was
8 electronically filed on the date hereof and served through the Notice of Electronic Filing automatically
9 generated by that Court's facilities.

10 (UNITED STATES MAIL) By depositing a copy of the above-referenced document for
11 mailing in the United States Mail, first-class postage prepaid, at Las Vegas, Nevada, to the parties
12 listed below at their last-known mailing addresses, on the date above written.

13 (ELECTRONIC E-MAIL)

14
15 Pat Lundvall (NSBN 3761)
16 Daniel Aquino (NSBN 12682)
17 McDONALD CARANO LLP
18 2300 West Sahara Avenue, Suite 1200
19 Las Vegas, Nevada 89102
Telephone: (702) 873-4100
lundvall@mcdonaldcarano.com
daquino@mcdonaldcarano.com
20 *Attorneys for Defendants Travel Insurance Facilities, PLC*
and Union Reiseversicherung Aktiengesellschaft

21
22
23 /s/Timothy M. Hartley, Esq.

24 HARTLEY LAW OFFICES, PLC
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5 **Exhibit A**
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From: Hartshorne, Tatyana on behalf of Foreign Process (RCJ)
To: Yanique Reid
Subject: RE: QF-2022-004875;RE: Status of Service- Valley Health v. TIF*****Update Requested*****
Date: Thursday, September 22, 2022 10:13:35 AM

Dear Yanique

Thank you for your email.

I would like to inform you that the documents were sent for personal service on Mr Jon Phillips at his workplace as it stated in the request form that you have provided.

Bailiff were unable to meet the person, therefore, documents returned unserved. A certificate of non-service will be issued in due course.

Kind regards

Tatyana Hartshorne
Administrative Officer
Foreign Process Section |
HMCTS Royal Courts of Justice London WC2A 2LL
Phone: 0203 936 8957 Option 7

Web: www.gov.uk/hmcts

For information on how HMCTS uses personal data about you please see:

<https://www.gov.uk/government/organisations/hm-courts-and-tribunals-service/about/personal-information-charter>



From: Yanique Reid <reid@hartleylaw.net>

Sent: 13 September 2022 19:06

To: Foreign Process (RCJ) <foreignprocess.rcj@Justice.gov.uk>

Cc: Tim Hartley <hartley@hartleylaw.net>

Subject: RE: QF-2022-004875;RE: Status of Service- Valley Health v. TIF*****Update Requested*****

Good Day Tatyana-

Just following up on our prior conversation below. Please let us know the status of service of process on Defendant, TIF. I look forward to hearing from you. Thank you.

Yanique S. Reid

Paralegal to Timothy M. Hartley, Esq.

Hartley Law Offices, PLLC

12 Southeast Seventh Street, Suite 610
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www.hartleylaw.net

From: Hartshorne, Tatyana <Tatyana.Hartshorne1@Justice.gov.uk> **On Behalf Of** Foreign Process (RCJ)

Sent: Tuesday, August 30, 2022 3:53 AM

To: Yanique Reid <reid@hartleylaw.net>

Subject: RE: QF-2022-004875;RE: Status of Service- Valley Health v. TIF*****Updated*****

Dear Yanique

Thank you for your email regarding service documents on Jon Phillips at workplace.

We have not received confirmation from bailiff yet, so a chase up letter has been sent.

We will inform you as soon as possible bailiff comes back to us.

Kind regards

Tatyana Hartshorne
Administrative Officer
Foreign Process Section |
HMCTS Royal Courts of Justice London WC2A 2LL
Phone: 0203 936 8957 Option 7

Web: www.gov.uk/hmcts

For information on how HMCTS uses personal data about you please see:

<https://www.gov.uk/government/organisations/hm-courts-and-tribunals-service/about/personal-information-charter>

We must
keep on protecting
each other.



From: Yanique Reid <reid@hartleylaw.net>
Sent: 23 August 2022 14:35
To: Foreign Process (RCJ) <foreignprocess.rcj@Justice.gov.uk>
Cc: Tim Hartley <hartley@hartleylaw.net>
Subject: RE: QF-2022-004875;RE: Status of Service- Valley Health v. TIF*****Updated*****

Good Morning

Just following up on our prior conversation below. Please let us know the status of service of process on Defendant, TIF. I look forward to your update. Thank you.

Yanique S. Reid
Paralegal to Timothy M. Hartley, Esq.

Hartley Law Offices, PLLC

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From: Yanique Reid
Sent: Tuesday, July 26, 2022 10:01 AM
To: Foreign Process (RCJ) <foreignprocess.rcj@Justice.gov.uk>
Cc: Tim Hartley <hartley@hartleylaw.net>
Subject: RE: QF-2022-004875;RE: Status of Service- Valley Health v. TIF*****Updated*****

Okay, thank you.

Yanique S. Reid
Paralegal to Timothy M. Hartley, Esq.

Hartley Law Offices, PLLC

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Fort Lauderdale, FL 33301 U.S.A
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www.hartleylaw.net

From: Hartshorne, Tatyana <Tatyana.Hartshorne1@Justice.gov.uk> **On Behalf Of** Foreign Process

(RCJ)

Sent: Tuesday, July 26, 2022 9:55 AM

To: Yanique Reid <reid@hartleylaw.net>

Subject: QF-2022-004875;RE: Status of Service- Valley Health v. TIF*****Updated*****

Dear Yanique

Thank you for your email.

I would like to inform you that the documents were sent for service on 15 July 2022 under our reference number QF-2022-004875.

Therefore, bailiff have 4 weeks to serve and to return to us confirmation of service/non-service.

Please allow bailiff complete their job.

Kind Regards

Tatyana Hartshorne
Administrative Officer
Foreign Process Section |
HMCTS Royal Courts of Justice London WC2A 2LL
Phone: 0203 936 8957 Option 7

Web: www.gov.uk/hmcts

For information on how HMCTS uses personal data about you please see:

<https://www.gov.uk/government/organisations/hm-courts-and-tribunals-service/about/personal-information-charter>



From: Yanique Reid <reid@hartleylaw.net>

Sent: 26 July 2022 14:21

To: Foreign Process (RCJ) <foreignprocess.rcj@Justice.gov.uk>

Cc: Tim Hartley <hartley@hartleylaw.net>

Subject: RE: Status of Service- Valley Health v. TIF*****Updated*****

Good Morning

Just following up on our prior conversation below. Please let us know the status of service of

process on Defendant, TIF. I look forward to you update. Thank you.

Yanique S. Reid

Paralegal to Timothy M. Hartley, Esq.

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www.hartleylaw.net

From: Yanique Reid

Sent: Friday, July 15, 2022 9:33 AM

To: Foreign Process (RCJ) <foreignprocess.rcj@Justice.gov.uk>

Cc: Tim Hartley <hartley@hartleylaw.net>

Subject: RE: Status of Service- Valley Health v. TIF*****Updated*****

Good Morning-

Thank you.

Yanique S. Reid

Paralegal to Timothy M. Hartley, Esq.

Hartley Law Offices, PLC

12 Southeast Seventh Street, Suite 610

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